IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL REVISION APPLICATION NO.66 OF 2007

Bhimrao Ranganath Galande : Applicant
(Orig.Appellant)

V/s.

Gajanan Ambrushi Sawale : Respondent
(Orig. Respondent)

...

Mr.Vineet B. Naik for the applicant.

Mr.I.M.Khairdi for the respondent.

...

CORAM : S.A.BOBDE, J.

DATE : JULY 31, 2007.

P.C.

Heard.

2. This Revision Application is preferred against the concurrent findings of both the Courts below that the applicant has been in arrears of rent and is a defaulter. There appears to be no error of jurisdiction in the orders of the appellate Court as contemplated by section 115 of the C.P.C. There appears to be no material irregularity in arriving at the finding that the applicant is in arrears since apparently the applicant did not pay the

arrears upto 5.2.2001 which was the first date of hearing. The applicant had paid only Rs.2,000/- till then. Hence, there is no merit in the Revision Application. The chart showing the payment of rent as recorded by the lower appellate Court clearly shows the applicant to be a defaulter vide paragraph 6 of the judgement.

3. In this view of the matter, the Revision Application is hereby dismissed.

S.A. BOBDE, J.